

JWS/USAO#2016R00656

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

FILED
U.S. DISTRICT COURT
DISTRICT OF MARYLAND

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CLERK'S OFFICE
AT BALTIMORE

UNITED STATES OF AMERICA

v.

KYLE MUELLER,

Defendant.

Criminal no.

(Transportation of Explosive
Materials with Intent to
Injure/Damage/Destroy, 18 U.S.C.
§ 844(d); Malicious Use of Explosive
Materials, 18 U.S.C. § 844(i); Using,
Carrying, and Discharging a
Destructive Device in Relation to a
Crime of Violence, 18 U.S.C.
§ 924(c)(1)(B)(ii); Possession of
Unregistered Firearm (Destructive
Device), 26 U.S.C. §§ 5841, 5861(d),
5871; Forfeiture, 18 U.S.C. § 844(c),
26 U.S.C. § 5872, 28 U.S.C. § 2461(c))

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INDICTMENT

COUNT ONE

(Transportation of Explosive Materials with Intent to Injure/Damage/Destroy)

The Grand Jury for the District of Maryland charges:

In or about July 2016, through August 3, 2016, in the District of Maryland, the defendant,

KYLE MUELLER,

knowingly transported and received in interstate commerce, explosive materials, as defined in Title 18, United States Code, Section 841, to wit: gunpowder and fuzes used in a destructive device (pipe bomb), with knowledge and intent that the said explosive materials would be used to intimidate a person (a public safety officer of the Thurmont Police Department), and unlawfully damage and destroy a vehicle (a marked Thurmont Police Department vehicle), and other real and

personal property.

18 U.S.C. § 844(d)

COUNT TWO

(Malicious Use of Explosive Materials)

The Grand Jury for the District of Maryland further charges:

On or about August 3, 2016, in the District of Maryland, the defendant,

KYLE MUELLER,

maliciously and intentionally damaged and destroyed, and attempted to damage and destroy, by means of an explosive, a vehicle used in interstate commerce or in any activity affecting interstate commerce, to wit: a marked Thurmont Police Department vehicle.

18 U.S.C. § 844(i)

COUNT THREE

(Using, Carrying, and Discharging a Destructive Device in Relation to a Crime of Violence)

The Grand Jury for the District of Maryland further charges:

On or about August 3, 2016, in the District of Maryland, the defendant,

KYLE MUELLER,

did knowingly and intentionally use, carry, and discharge a destructive device, to wit: an explosive destructive device commonly referred to as a pipe bomb, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, to wit: Malicious Use of Explosive Materials, as set forth in Count Two of this Indictment, which is incorporated herein by reference.

18 U.S.C. § 924(c)(1)(B)(ii)

COUNT FOUR

(Possession of Unregistered Firearm (Destructive Device))

The Grand Jury for the District of Maryland further charges:

On or about August 3, 2016, in the District of Maryland, the defendant,

KYLE MUELLER,

did knowingly possess a firearm as defined in Title 26, United States Code, Section 5845(a)(8), specifically, a destructive device (pipe bomb), which was not registered to him in the National Firearms Registration and Transfer Record.

26 U.S.C. §§ 5841, 5861(d), and 5871


FORFEITURE

As a result of the offenses set forth in this Indictment,

KYLE MUELLER,

the defendant herein, shall forfeit to the United States the firearm (destructive device) and all seized explosive materials identified in the Indictment and involved in the offenses.

18 U.S.C. § 844(c);
26 U.S.C. § 5872;
28 U.S.C. § 2461(c)



ROD J. ROSENSTEIN
UNITED STATES ATTORNEY

A TRUE BILL:

SIGNATURE REDACTED

FOREPERSON



DATE